



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No. Q79166

Hitoshi HAYAKAWA, et al.

Appln. No. 10/743,780

Group Art Unit: 2853

Confirmation No. 9461

Examiner: Ly T. Tran

Filed: December 24, 2003

For: INK-JET RECORDING APPARATUS

SUBMISSION OF TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith is a Terminal Disclaimer in the above-identified application. A check in the amount of \$130.00 is attached. The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this Submission is attached.

Respectfully submitted,



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WASHINGTON OFFICE
23373
CUSTOMER NUMBER

Date: May 6, 2005



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05/09/2005 SZEWDIE1 00000003 10743780

Sir:

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The undersigned, on behalf of the petitioner, SEIKO EPSON CORPORATION, represents that the petitioner, SEIKO EPSON CORPORATION is the owner of the entire right, title and interest of U.S. Application No. 09/836,388, filed on April 18, 2001, now issued as U.S. Patent 6,709,088 for Ink Jet Recording Device, by virtue of an Assignment from all of the inventors thereof executed on June 4, 2001, recorded on August 8, 2001 at Reel 012051, Frame 0587, as well as the entire right, title and interest in the above-captioned U.S. Application No. 10/743,780 by virtue of an Assignment from all of the inventors thereof executed on June 4, 2001, recorded on August 8, 2001, at Reel 012051, Frame 0587.

Petitioner hereby certifies that the above-mentioned Assignments have been reviewed and to the best of petitioner's knowledge and belief, title is in petitioner who is seeking to take this action.

Petitioner hereby disclaims the terminal part of any patent granted on the above-captioned U.S. Application No. 10/743,780 which would extend beyond the expiration of the full

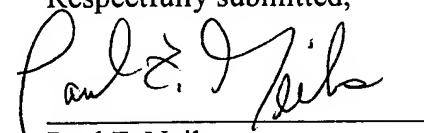
Terminal Disclaimer
U.S. Application No. 10/743,780
Attorney Docket No. Q79166

statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,709,088, and hereby agrees that any patent so granted on the above-captioned U.S. Application No. 10/743,780 shall be enforceable only for and during such period that the legal title to U.S. Patent 6,709,088 shall be the same as the legal title to said patent issuing from the above-captioned U.S. Application No. 10/743,780, this agreement to run with any patent granted on the above-captioned U.S. Application No. 10/743,780 and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-captioned U.S. Application No. 10/743,780 prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,709,088 in the event that U.S. Patent 6,709,088 later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a Reexamination Certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned is an attorney of record.

Respectfully submitted,



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